

IN RE: NEPHTALI FERRA OTERO

Bkrtcy. No. 11-03526-ESL

Chapter 13

STANDING CHAPTER 13 TRUSTEE §341 MEETING MINUTES
AND REPORT ON CONFIRMATION

Petition Filing Date: <u>Apr 28, 2011</u>	Meeting Date: <u>Jun 08, 2011</u>	DC Track No. <u>3</u>						
Days from petition date: <u>41</u>	Meeting Time: <u>8:00 AM</u>							
910 Days before Petition: <u>10/30/2008</u>	<input type="checkbox"/> Chapter 13 Plan Date: <u>Apr 28, 2011 Dkt.# 2</u>	<input type="checkbox"/> Amended.						
This is debtor(s) <u>Bankruptcy petition.</u>	Plan Base: <u>\$20,400.00</u>							
This is the <u>Scheduled Meeting</u>	Confirmation Hearing Date: <u>Jul 20, 2011</u>	Time: <u>2:00 PM</u>						
Payment(s) <input type="checkbox"/> Received or <input type="checkbox"/> Evidence shown at meeting:	<table border="1" style="width:100%"> <thead> <tr> <th>Ch/MO No.</th> <th>Date</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Ch/MO No.	Date	Amount				Total Paid In: <u>\$0.00</u>
Ch/MO No.	Date	Amount						

I. <u>Appearances:</u> <input type="checkbox"/> Telephone <input type="checkbox"/> Video Conference <input type="checkbox"/> Debtor Present <input type="checkbox"/> ID & Soc. OK <input checked="" type="checkbox"/> Debtor Absent <input type="checkbox"/> Joint Debtor Present <input type="checkbox"/> ID & Soc. OK <input type="checkbox"/> Joint Debtor Absent Debtor(s) was/were <input type="checkbox"/> Examined <input checked="" type="checkbox"/> Not Examined under oath. Attorney for Debtor(s) <input checked="" type="checkbox"/> Present <input type="checkbox"/> Not Present <input type="checkbox"/> Substitute attorney: <input type="checkbox"/> Pro-se.		<input type="checkbox"/> Creditor(s) present: <input checked="" type="checkbox"/> None.
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II. Attorneys Fees as per R 2016(b) Statement Attorney of record: <u>JUAN O CALDERON LITHGOW*</u>	
Total Agreed: <u>\$3,000.00</u>	Paid Pre-Petition: <u>\$0.00</u> Outstanding: <u>\$13,000.00</u> <small>THROUGH THE PLAN</small>

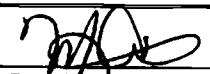
III. Trustee's will file Motion to Dismiss: <input checked="" type="checkbox"/> For Failure to appear; <input checked="" type="checkbox"/> For Failure to commence payments.
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IV. Trustee's Report on Confirmation & Status of §341 Meeting	
Debtor(s) Income is (are) <input type="checkbox"/> Under <input type="checkbox"/> Above Median Income.	Liquidation Value: <u>TBD</u>
Commitment Period is <input type="checkbox"/> 36 ^{TBD} <input type="checkbox"/> 60 months. [§1325(b)(1)(B)]	Gen. Unsecured Pool: <u>TBD</u>
The Trustee <input type="checkbox"/> RECOMMENDS <input type="checkbox"/> OBJECTS <u>Plan confirmation.</u> §341 Meeting <input type="checkbox"/> CONTINUED <input checked="" type="checkbox"/> NOT HELD <input type="checkbox"/> CLOSED <input type="checkbox"/> HELD OPEN FOR <u> </u> DAYS §341 Meeting Rescheduled for: <u> </u>	

V. Trustee's OBJECTIONS to Confirmation:	
<input type="checkbox"/> FEASIBILITY [§1325(a)(6)]	<input type="checkbox"/> INSUFFICIENTLY FUNDED <input type="checkbox"/> To pay §507 <input type="checkbox"/> Fails Creditor's Best Interest Test §1325(A)(4)
<input type="checkbox"/> FAILS DISPOSABLE INCOME REQUIREMENTS	<input type="checkbox"/> Tax returns requirements. [§1308]
<input type="checkbox"/> Failure to comply with DSO requirements	<input type="checkbox"/> Plan not filed in Good Faith §1325(a)(3) <input type="checkbox"/> Unfair Discrimination §1322(a)(3)

ADDITIONAL OBJECTIONS / COMMENTS:

The Trustee will file a motion to dismiss for Debtor failure to appear and commence payments.

/s/ José R. Carrión
Trustee

 Presiding Officer
Page 1 of

Date: Jun 08, 2011